

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

STEWART SIELEMAN, individually and on behalf of all others similarly situated,

Plaintiff,

vs.

**FREEDOM MORTGAGE
CORPORATION**, a company registered in the State of New Jersey,

Defendant.

Case No. 1:17-CV-13110-JBS-JS

Motion Returnable: March 19, 2018

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the annexed Memorandum of Law and all other papers and proceedings herein, Defendant Freedom Mortgage Corporation (“FMC” or “Defendant”), by and through its undersigned counsel, will move this Court for an order dismissing the instant action with prejudice for failure to state a claim upon which relief can be granted or, in the alternative, an order staying this case pending a decision by the United States Court of Appeals for the District of Columbia Circuit in *ACA International*, and for such other and further relief as this Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that FMC respectfully requests an opportunity to file reply papers, and respectfully requests oral argument if the Court deems it necessary.

DATED: February 15, 2018

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